

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

-----x Chapter 11 Case No. 05-44481 (RDD)

In re:
:
DELPHI CORPORATION, et. al., : (Jointly Administered)
:
Debtors. :
: :

-----x

**Re: Supplemental Request For Calendar Change For The
Vesting Motion Regarding Extended Disability Benefits For Salaried
Mployees And Salaried Retirees (Docket # 21680)**

Enclosures

- **Two paper copies of Motion**
- **Two paper copies of Certificate of Service**
- **DVD with**
 - Supplement to VESTING_MOTION_14APR12.pdf
 - Supplement to VESTING_MOTION_14APR12.doc
 - Service_list_14-apr-12.pdf
 - Service_list_14-apr-12.doc

Hearing Date And Time: May 24, 2012 at 10:00 a.m. (prevailing Eastern Time)
Response Date And Time: May 17, 2012 at 4:00 p.m. (prevailing Eastern Time)

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Salaried Retiree of Debtors

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

-----x Chapter 11 Case No. 05-44481 (RDD)

In re:

DELPHI CORPORATION, et. al.,

Debtors. : (Jointly Administered) :
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**Supplemental Request for Calendar change for the
Vesting Motion Regarding Extended Disability Benefits for Salaried
Employees and Salaried Retirees (Docket # 21680)**

I. Calendar Change Request

1. This supplement is a request for calendar changes for the **Response Date** and **Reply Date** for the Vesting Motion Regarding Extended Disability Benefits for Salaried Employees and Salaried Retirees, "Vesting Motion."

2. The current Calendar for the Vesting Motion is:

- Response Date and Time: May 17, 2012 at 4:00 p.m.
- Reply Date And Time: May 23, 2012 at 4:00 p.m.
- Hearing Date and Time: May 24, 2012 at 10:00 a.m.

3. The Proposed Calendar for the Vesting Motion is:

- Response Date And Time: **May 3, 2012** at 4:00 p.m. (change)
- Reply Date And Time: **May 10, 2012** at 4:00 p.m. (change)
- Hearing Date And Time: May 24, 2012 at 10:00 a.m. (no change)

4. This calendar change would still allow DPHH (formerly Delphi) more than 18 days to respond (22 days from the original filing date), which is considerably more than the 14 day minimum required by the rules.

II. Reason for Request

5. The Movant (James B. Sumpter), who is a disabled retiree of the debtor, has surgery scheduled to replace his right knee on May 16, 2012.

6. Thus, the Movant will not be available to read or reply to any DPHH Response the week following the surgery.

7. In addition, the Movant is also required to suspend most of his medications (which includes all his critical prescriptions) one week prior to surgery. As a result, he is

vulnerable to serious stress activated flare-ups in his symptoms, which would cause the surgery to be cancelled and rescheduled. Therefore, it is necessary to minimize stress and any other risks that could impact the surgery date.

8. This adjustment would avoid the precise scenario, which occurred last July 2011, when surgery to replace the left knee was cancelled, and rescheduled for January 2012, due to a stress activated flare-up coincident with the hearing on a prior motion (Request for Stay regarding VEBA in Lieu of COBRA – Docket #'s 21308, 21415 and 21491).

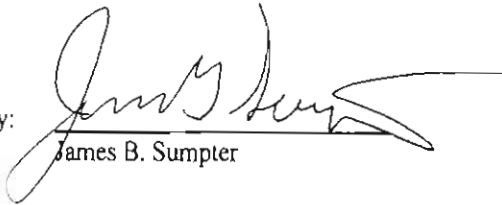
III. Benefit of Relief

9. Thus, this schedule modification would allow the motion and hearing to proceed without unfairly impacting DPHH. The new timing would allow the Movant to have appropriate time to read and possibly Reply to any DPHH Response, without impacting surgery preparation; while the new timing also minimizes various risks to the Movant's health and surgery schedule.

WHEREFORE, the Movant respectfully requests that this Court enter an order granting the relief requested herein, and such other and further relief as may be just, necessary and appropriate¹.

¹ Movant also request that the 'Vesting Motion" be scheduled as the first item on the May 24th hearing agenda. Based on the January surgery, the Movant will have comfort issues and limited stamina, which will impact his ability to endure a long hearing.

Dated: Noblesville, Indiana
April 14, 2012

By: 
James B. Sumpter

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Salaried Retiree of Debtors

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

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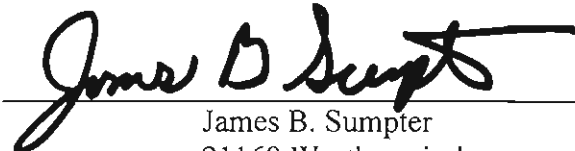
AFFIDAVIT OF SERVICE

I, James B. Sumpter, do hereby state that relative to the Motion:

**Supplemental Request For Calendar Change For The
Vesting Motion Regarding Extended Disability Benefits For Salaried
Employees And Salaried Retirees (Docket # 21680)**

I served copies of the above motion on the entities listed in Exhibit A, via Email and U.S. Mail n 14-APR-2012. A paper copy was also sent via FED EX overnight to the clerk of the court on 14-APR-2012.

/s/ James B. Sumpter



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14/APR/2012

Date

AFFIDAVIT OF SERVICE

Serving Date - April 9, 2012

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AFFIDAVIT OF SERVICE

Serving Date - April 14, 2012

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